

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of: ) Group Art Unit: 3676  
                                  )  
FLOCKHART et al.         ) Examiner: WAI, ERIC CHARLES  
                                  )  
Serial No.: 10/673,118      ) Confirmation No.: 9237  
                                  )  
Filed: September 26, 2003   )  
                                  )  
Atty. File No.: 4366-106    )  
                                  )  
For: "METHOD AND APPARATUS FOR  
LOAD BALANCING WORK ON A NETWORK  
OF SERVERS BASED ON THE PROBABILITY  
OF BEING SERVICED WITHIN A SERVICE  
TIME GOAL"

INTERVIEW SUMMARY

CERTIFICATE OF EFS-WEB FILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE  
IS BEING TRANSMITTED VIA THE OFFICE  
ELECTRONIC FILING SYSTEM IN ACCORDANCE  
WITH §1.6(a)(4) ON October 22, 2007

SHERIDAN ROSS P.C.  
BY: 

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Dear Sir:

On October 16, 2007, the undersigned was contacted by Examiner Wai. The Examiner proposed an Amendment to the independent claims to incorporate the subject matter of Claims 8 and 12. The Examiner indicated that such an amendment would place the claims in condition for allowance. The undersigned declined to enter such an amendment. In particular, it is the undersigned's position that such an amendment is not necessary in order to place the claims in condition for allowance in view of the cited references.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

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Date: October 22, 2007